

7-14-05

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PATENT  
ATTORNEY DOCKET NO. 01942-00019

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Eija Pirhonen, Loredana Moimas, and  
Franz Weber

Examiner:  
Anand U. Desai

Serial No.: 10/796,777

Art Unit: 1653

Filed: March 9, 2004

Title: BONE GRAFTING MATERIAL, METHOD,  
AND IMPLANT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

TRANSMITTAL LETTER

In regard to the above identified application, we are transmitting herewith the attached:

1. Supplemental Information Disclosure Statement,
2. Form PTO-1449,
3. Copies of five (5) references,
4. Copy of the International Search Report issued in PCT/FI2005/050067, and
5. Return postcard.

With respect to additional fees, no additional fee is required. The Commissioner is hereby authorized to charge any additional fees or credit overpayment to Deposit Account No. 19-0733.

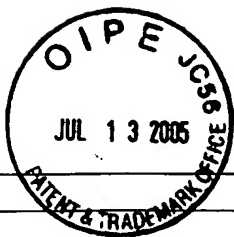
Respectfully submitted,

Dated:

July 13, 2005

By

John P. Iwanicki, Reg. No. 34,628  
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28 State Street, 28th Floor  
Boston, MA 02109  
(617) 720-9600



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**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Dear Sir:

Pursuant to 37 C.F.R. §§ 1.97-1.99, Applicants hereby submit the enclosed PTO Form 1449. Copies of the United States patents cited herein are not being submitted according to the August 5, 2003, U.S. Patent and Trademark Office Official Gazette Notice regarding Information Disclosure Statement filings. Copies of the remaining references are enclosed. This Information Disclosure Statement is in compliance with the continuing duty of candor as set forth in 37 C.F.R. § 1.56.

Each item of information contained in the Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than 30 days prior to the filing of the Supplemental Information Disclosure Statement. A

USSN 10/796,777  
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copy of the International Search Report is enclosed. Accordingly, as provided in 37 CFR §1.704(d), Applicants understand that the submission of this statement will not affect the Patent Term.

In the judgment of the undersigned, portions of the listed references may be material to the Examiner's consideration of the presently pending claims. However, the references have not been reviewed in sufficient detail to make any other representation and, in particular, no representation is intended as to the relative importance of any portion of the references. This statement is not a representation that the listed references have effective dates early enough to be "prior art" within the meaning of 35 U.S.C. § 102 or § 103.

Please apply any charges or credits to Deposit Account No. 19-0733.

Respectfully submitted,

Date: \_\_\_\_\_

July 13, 2005

  
\_\_\_\_\_  
John P. Iwanicki, Reg. No. 34,628  
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## INFORMATION DISCLOSURE CITATION

Sheet 1 of 1

Applicants: Eija Pirhonen et al.

Filing Date: March 9, 2004

Group: 1615

JUL 13 2005

## U.S. PATENT DOCUMENTS

Examiner Initial	Patent No.	Date	Name	Class	Subclass	Filing Date (if appropriate)
AA	4,613,577	09/23/1986	Tagai et al.	501	35	06/26/1984
AB	6,197,342	03/06/2001	Thut et al.	424	484	09/21/1998
AC	2004/0115238	06/17/2004	Laurencin et al.	424	423	02/21/2002
AD						
AE						
AF						
AG						
AH						
AI						

## FOREIGN PATENT DOCUMENTS

Examiner Initial		Document No.	Date	Country	Class	Subclass	Translation	
							YES	NO
AJ		EP 1 317 935	06/11/2003	Europe				
AK		WO 97/31661	09/04/1997	PCT				
AL		WO 02/087647	11/07/2002	PCT				
AM		WO 03/065996	08/14/2003	PCT				

## OTHER DOCUMENTS (including Author, Title, Date, Pertinent Pages, etc.)

AN	Andriano et al., "Preliminary <i>In Vivo</i> Studies on the Osteogenic Potential of bone Morphogenetic Proteins Delivered from an Absorbable Puttylike Polymer Matrix," <i>Appl. Biomater.</i> , 53:36-43 (2000)
AO	
AP	
AQ	
AR	
AS	

EXAMINER

DATE CONSIDERED

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant. \*\*Copies of references not provided at the time of this submission.